

Approved for use through 08/30/00. QM8 9851-0032

Address to:

☐ CHECK BOX, if applicable  
**DUPLICATE**

Address to: Assistant Commissioner for Patents  
Box CPA  
Washington, DC 20231

TECH CENTER 1600/2900

**FILING QUALIFICATIONS:** The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b) and filed on or after June 8, 1995; or (2) the national stage of an international application in compliance with 35 U.S.C. 371 and filed on or after June 8, 1995.

*C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).*

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. - 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to copies of, or information concerning, the prior application may be given similar access to copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request. 37 CFR 1.78(a).

- RECEIVED

05/23/2002 HVU00651 00000057 09068253  
01 FC:131 740.00 OP

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.10(c))		9 -20 =		x \$ 0 =	\$ 0
INDEPENDENT CLAIMS (37 CFR 1.16(b))		1 -3 =		x \$ 0 =	0
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))				+ \$ 0 =	0
BASIC FEE (37 CFR 1.16(e))					\$740.00
Total of above Calculations =					
Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).					
TOTAL =					\$740.00

## 6. Small entity status:

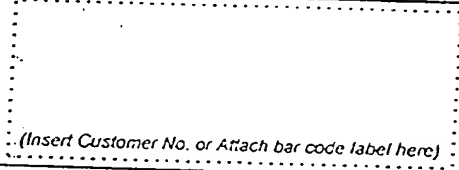
- a. ☐ A small entity statement is enclosed.  
b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.  
c. ☐ Is no longer claimed.

7. The Commissioner is hereby authorized to credit overpayments or charge the following fees  
Deposit Account No. 02 - 2275

- a. ☒ Fees required under 37 CFR 1.16.  
b. ☐ Fees required under 37 CFR 1.17.  
c. ☐ Fees required under 37 CFR 1.18.  
8. ☐ A check in the amount of \$ \_\_\_\_\_ is enclosed.  
9. ☒ Other: PTO Form-2038 authorizing fee is enclosed herewith

**NOTE:**

The prior application's correspondence address will carry over to this CPA  
UNLESS a new correspondence address is provided below.

10. NEW CORRESPONDENCE ADDRESS					
<input type="checkbox"/> Customer Number or Bar Code Label  or <input type="checkbox"/> New correspondence address below (Insert Customer No. or Attach bar code label here)					
NAME	Bierman, Muserlian and Lucas				
ADDRESS	600 Third Avenue				
CITY	New York	STATE	NY	ZIP CODE	10016
COUNTRY	U.S.A.	TELEPHONE	212-661-8000	FAX	212-661-8002

11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
NAME	Donald C. Lucas RN 31,275
SIGNATURE	Donald C. Lucas
DATE	May 16, 2002


146.1286



"EXPRESS MAIL" Mailing Label Number EV 068844138 US

Date of Deposit: May 21, 2002

I hereby certify that this correspondence is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" Service under 37 CFR 1.10 on the date indicated above and is addressed to Asst. Commissioner for Patents, Washington, D.C. 20231.

  
\_\_\_\_\_  
Donald C. Lucas